

APR 2 : 2005

PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031
United States Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

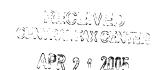
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Docket Number (Optional) PETITION FOR REVIVAL ON AN APPLICATION FOR PATENT ABANDONED 200308756-02 **UNINTENTIONALLY UNDER 37 CFR 1.137(b)** (1509-498)First named inventor. Kensuke MORITA Application No. 10/840,221 Art Unit: Filed: May 7, 2004 Examiner: Title: DRAWING SYSTEM AND DRAWING METHOD Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305 9282 The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The due date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus extension of time actually obtained. APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional. 1. Petition fee ☐ Small entity-fee \$ <u>750,00</u> (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. ☑ Other than small entity - fee \$ 1.500.00 (37 CFR 1.17(m)) (Fees are to be charged to Deposit Account No. 08-2025) 2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in The form of Response to Notice to File Missing Parts (identify type of reply) ☐ has been filed previously on _____. is enclosed herewith. B. The issue fee of \$ has been filed previously on is enclosed herewith.

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Burdan Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the Individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistance Commissioner for Patents, Washington, DC 20231

	Under the Peperwork Reduction Act of 1995, no persons are required	PTC/SB/64 (10-01) Approved for use through 10/31/2002. OMB 0691-0031 United States Patent and Trademask Office; U.S. DEPARTMENT OF COMMERCE to respond to a collection of information unless it displays a valid OMB control number.	
	Terminal disclaimer with disclaimer fee		
	Since this utility/plant application was filed or	n or after June 8, 1995, no terminal disclaimer is required.	
	A terminal disclaimer (and disclaimer fee (37 other than a small entity) disclaiming the requirement.	CFR 1.20(d)) of \$ for a small entity or \$ for unlined period of time is enclosed herewith (see PTO/SB/63).	
4.	STATEMENT: The entire delay in fiting the required reply from the due date for the required reply until the filling of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or delay in filling a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)))].		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit information and authorization on PTO-2038.			
	april 21, 2005	allon In Take Signature	
	Date	Signature	
		Allan M. Lowe, Reg. No. 19,641	
Talephone Number (703) 684-1111		Typed or printed name	
		LOWE HAUPTMAN & BERNER, LLP CUSTOMER NO. 22429 1700 Diagonal Road	
		Sulte 300, Alexandria, Virginia 22314	
		Address	
Enclosures: Fee Payment (Pees are to be charged to Deposit Account No. 08-2025) Reply Terminal Disclaimer Additional sheets containing statements establishing unintentional delay Other:			
	CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] I hereby certify that this correspondence is being: Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450		
		wn below to the United States Patent and Trademark Office Wacy A VUKS Signature	
L		Tracy A. Luke Type or printed name of person singing certificate	
[Perce (1 of (1))			

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Docket No.: 200308756-02 (1509-498)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Kensuke MORITA

U.S. Patent Application No. 10/840,221

Group Art Unit:

Filed: May 7, 2004

Examiner:

For: DRAWING SYSTEM AND DRAWING METHOD

STATEMENT REGARDING UNINTENTIONAL ABANDONMENT

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The following statements are submitted in support of the 37 CFR 1.137(b) petition filed concurrently herewith.

It has recently come to the attention of the attorncy for applicant that the above-referenced application has become unintentionally abandoned for failure to file a response to the Notice to File Missing Parts.

Normal procedures for forwarding PTO correspondence were not followed and the Notice to File Missing Parts was inadvertently not forwarded to U.S. counsel by applicant representative. Upon receipt of the Notice of Abandonment mailed April 8, 2005, applicant representative contacted U.S. counsel to inquire why a response was not timely filed because the executed declaration was forwarded to U.S. counsel on June 21, 2004.

Undersigned attorney informed applicant representative that our policy is to file the executed Declaration without waiting for a Notification of Missing Requirements for U.S. National Phase applications. However, for non-National Phase applications (such as this application), we do not file the Declaration until we receive the Notice to File Missing Parts.

Thus, the entire delay in filing the Response to the Notice to File Missing Parts from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

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PATENT

A Response to the Notice to File Missing Parts is being filed concurrently.

Favorable consideration of the 37 CFR 1.137(b) petition is courteously solicited.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

Allan M. Lows

Registration No. 19,641

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CERTIFICATION OF FACSIMILE TRANSMISSION

1 HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIM-

LE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE

ON THE DATE SHOWN RELIN

TYPE OR PRINT HAME OF PERSON SIGNING CERTIFICATION

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